

6/23/06

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RECEIVED
JUN 26 2006
DEPARTMENT OF
WATER RESOURCES

Snake River Basin Adjudication
Clerk of the SRBA Court
PO Box 2707
Twin Falls, ID 83303-2707

Re: Request for Un-Objected Water Right 63-32333 to be included in Hearing 7/18/06

Dear Clerk of SRBA:

I am writing you today with the hope to have my pending water right addressed within the SRBA hearing on 7/18/2006. Here is some background information on my situation:

I purchased a 10 acre parcel of land from Roger and Patsi Spiker/Gregory Land and Development in November of 2005. This 10 acre parcel was a part of an original 60 acre parcel which was subdivided into 6 lots (all with water right 63-3168A) of which 1/6 of this right stayed with my land. The split of the original water right 63-3168A into six separate water rights was recommend for approval by the IDWR and sent to the SRBA in the fall of 2005. After the required Objection period which ended in 4/2006, there were no objections filed. This is an un-objected water right at this time.

Here is the history of the water right through the ownership change filings this year:

- Original 60 acre water right 63-3168A Roger and Patsi Spiker
- The above right was split into 63-32213 (50 acres) and 63-32214 (10 acres).
- My parcel was in the above 50 acre water right which was split further into (63-32332) 40 acres and (63-32333) 10 acres. My water right is (63-32333) 10 acres.

Here is why I am asking to be included in the hearing on 7/18/2006: These water rights are a crucial part of my land value and are necessary before I can effectively sell this property. I was told by the SRBA in the spring of this year, upon the completion of the objection period ending in April 2006 there would be a hearing held 7/18/06 for my water right (and others) to be reviewed for partial decree. I have planned and budgeted around this date.

I called the SRBA this past week to only find out the hearing for the uncontested / un-objected water rights was being pushed into October. I am asking the Court for this water right (63-32333) to be brought to hearing on 7/18/2006 due the financial hardship I will face from any further delay. My current property payments on this land are \$2200 per month and this delay will add extra monthly payments and continued inability for me to effectively sell this land. If I go into the winter with this land unsold I will face extreme financial hardship.

Thank you for your time and consideration.

Sincerely,



Tom and Tammy Magnuson
3143 S Marymeade Ave
Eagle ID 83616
208-939-3331

cc: IDWR Document Depository
cc: Chief, Natural Resources Division, Office of the Attorney General, State of Idaho
cc: The United States Dept of Justice, Environment and Natural Resources Division

Certificate of Mailing

I certify that on June 23, 2006, I delivered the attached letter along with a copy of this form to the following, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Sent by Regular Mail

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Sent by Regular Mail

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

Sent by Regular Mail

The United States Dept of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Sent by Regular Mail

A handwritten signature in cursive script that reads "Tom Magnuson". The signature is written in dark ink and is positioned above a horizontal line.

Signature of person mailing this document